



City of Fort Bragg

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Meeting Minutes City Council

*THE FORT BRAGG CITY COUNCIL MEETS CONCURRENTLY AS
THE FORT BRAGG MUNICIPAL IMPROVEMENT DISTRICT NO. 1
AND THE FORT BRAGG REDEVELOPMENT SUCCESSOR
AGENCY*

Monday, December 14, 2020

6:00 PM

Via Video Conference

CALL TO ORDER

Mayor Lee called the meeting to order at 6:00 PM, all Councilmembers appearing by video conference.

PLEDGE OF ALLEGIANCE

ROLL CALL

Present: 5 - Mayor Bernie Norvell, Vice Mayor Jessica Morsell-Haye, Councilmember Tess Albin-Smith, Councilmember Will Lee and Councilmember Lindy Peters

AGENDA REVIEW

1. MAYOR'S RECOGNITIONS AND ANNOUNCEMENTS

Mayor Lee thanked the people for the trust they gave by voting for him in 2016, stating that it was one of the great honors of his life to serve the community of Fort Bragg.

8. CONDUCT OF BUSINESS

- 8A. [20-926](#)** 2020 City Council Reorganization
1. Adopt City Council Resolution Reciting the Fact of the Appointment of Unopposed Incumbents for City Council, the Absence of a Municipal Election on November 3, 2020, and Installing Appointed Incumbents to the City Council
 2. Administer Oaths of Office
 3. Conduct City Council Reorganization
 - a. Selection of Mayor
 - b. Selection of Vice Mayor

City Clerk Lemos summarized the staff report for this agenda item.

A motion was made by Councilmember Peters, seconded by Councilmember Albin-Smith, that this Resolution be adopted. The motion carried by the following vote:

Aye: 5 - Mayor Norvell, Vice Mayor Morsell-Haye, Councilmember Albin-Smith, Councilmember Lee and Councilmember Peters

Enactment No: RES 4332-2020

City Clerk Lemos administered the oaths of office to Councilmembers William V. Lee and Bernie Norvell.

A motion was made by Councilmember Lee, seconded by Councilmember Morsell-Haye, to nominate Councilmember Norvell for Mayor. The motion carried by the following vote:

Aye: 5 - Mayor Norvell, Vice Mayor Morsell-Haye, Councilmember Albin-Smith, Councilmember Lee and Councilmember Peters

Enactment No: RES 4332-2020

Mayor Norvell thanked Councilmember Lee for his service. City Manager Miller presented a plaque to Councilmember William V. Lee recognizing his years of service on the Fort Bragg City Council.

A motion was made by Councilmember Peters to nominate Councilmember Albin-Smith for Vice Mayor. The motion failed for lack of second.

A motion was made by Mayor Norvell, seconded by Councilmember Lee, to nominate Councilmember Morsell-Haye for Vice Mayor. The motion carried by the following vote:

Aye: 5 - Mayor Norvell, Vice Mayor Morsell-Haye, Councilmember Albin-Smith, Councilmember Lee and Councilmember Peters

Enactment No: RES 4332-2020

2. PUBLIC COMMENTS ON: (1) NON-AGENDA, (2) CONSENT CALENDAR & (3) CLOSED SESSION ITEMS

(1) City Clerk Lemos read a public comment from Annemarie Weibel into the record. (2) None. (2) N/A.

3. STAFF COMMENTS

City Manager Miller gave updates on the Danco Project which is expected to break ground in January 2021. She reported on the arrest of a local theft suspect. Three Police Officers assisted a woman in labor and helped deliver her baby. Miller also reported on the latest COVID testing results.

4. MATTERS FROM COUNCILMEMBERS

Councilmember Peters reported on the application process for filling the vacancy of Councilmember Lee's seat on the Council. The vacancy ad hoc committee recommended a special meeting devoted to candidate interviews.

5. CONSENT CALENDAR

Vice Mayor Morsell-Haye requested that Items 5A and 5F be removed from the Consent Calendar for clarification from staff and further discussion.

Approval of the Consent Calendar

A motion was made by Councilmember Albin-Smith, seconded by Councilmember Lee, to approve the Consent Calendar with the exception of

Items 5A and 5F. The motion carried by the following vote:

Aye: 5 - Mayor Norvell, Vice Mayor Morsell-Haye, Councilmember Albin-Smith, Councilmember Lee and Councilmember Peters

- 5B.** [20-925](#) Approve Maddy Act Notice Providing List of Appointed Terms Expiring in 2021
The Maddy Act Notice was approved on the Consent Calendar.
- 5C.** [20-934](#) Adopt City Council Resolution Confirming the Continued Existence of a Local Emergency in the City of Fort Bragg
This Resolution was adopted on the Consent Calendar.
Enactment No: RES 4333-2020
- 5D.** [20-935](#) Adopt Joint City Council/Municipal Improvement District Resolution Approving Amendments to the Joint Powers Agreement and Bylaws of the Redwood Empire Municipal Insurance Fund (REMIF) and Approving the Joint Powers Agreement and Bylaws for California Intergovernmental Risk Authority (CIRA)
This Resolution was adopted on the Consent Calendar.
Enactment No: RES 4334-2020
- 5E.** [20-936](#) Adopt City Council Resolution Extending the Temporary Waiver of the Parking In-Lieu Fee for Changes of Use in the Central Business District
This Resolution was adopted on the Consent Calendar.
Enactment No: RES 4335-2020
- 5G.** [20-953](#) Adopt City Council/Municipal Improvement District Resolution Accepting the Certificate of Completion for the Wastewater Treatment Plant Upgrade Project, City Project No. 2018-01, and Directing City Clerk to File Notice of Completion
This Certificate of Completion was accepted on the Consent Calendar.
Enactment No: RES 4337-2020
- 5H.** [20-955](#) Receive and File Minutes of the August 12, 2020 Finance and Administration Committee Meeting
These Committee Minutes were received and filed on the Consent Calendar.
- 5I.** [20-956](#) Receive and File Minutes of the October 21, 2020 Finance and Administration Committee Meeting
These Committee Minutes were received and filed on the Consent Calendar.
- 5J.** [20-957](#) Receive and File Minutes of the March 11, 2020 Public Works and

Facilities Committee Meeting

These Committee Minutes were received and filed on the Consent Calendar.

5K. [20-933](#) Approve Minutes of November 23, 2020

These Minutes were approved on the Consent Calendar.

5L. [20-954](#) Approve Minutes of Special Meeting of December 7, 2020

These Minutes were approved on the Consent Calendar.

ITEMS REMOVED FROM CONSENT CALENDAR

5A. [20-924](#) Approve Scope of Work for an Economic Development Feasibility Study Focused on the Mill Site

Responding to questions regarding the scope of work for the Mill Site feasibility study, City Manager Miller said that the study will be funded by proceeds received from an Economic Development Administration grant. The study will focus on economic development activities and the best way to diversify the local economy to provide more resiliency. Miller noted that the study is not related to the Local Coastal Plan amendment or current Mill Site projects.

Public Comment: None.

A motion was made by Councilmember Peters, seconded by Councilmember Lee, that this Scope of Work be approved. The motion carried by the following vote:

Aye: 5 - Mayor Norvell, Vice Mayor Morsell-Haye, Councilmember Albin-Smith, Councilmember Lee and Councilmember Peters

5F. [20-950](#) Adopt City Council Resolution Approving Updates to the City of Fort Bragg Personnel Rules and Regulations

Vice Mayor Morsell-Haye requested that the Personnel Rules be amended to reflect gender neutral language throughout. City Manager Miller recommended that the Council approve the Resolution as presented and a new amended document will be submitted on a future Consent Calendar.

Public Comment from Jamie Peters was read into the record by the City Clerk.

Discussion: Council directed staff to amend the City Personnel Rules and Regulations to include gender neutral pronouns throughout the document for approval on a future Consent Calendar.

A motion was made by Vice Mayor Morsell-Haye, seconded by Councilmember Peters, that this Resolution be adopted. The motion carried by the following vote:

Aye: 5 - Mayor Norvell, Vice Mayor Morsell-Haye, Councilmember Albin-Smith, Councilmember Lee and Councilmember Peters

Enactment No: RES 4336-2020

6. DISCLOSURE OF EX PARTE COMMUNICATIONS ON AGENDA ITEMS

None.

7. PUBLIC HEARING

8. CONDUCT OF BUSINESS

- 8B. [20-928](#)** Receive Presentation by Torie Jarvis from Dynamic Planning on the Mendocino County Multi-Jurisdictional Hazard Mitigation Plan and Consider Adoption of City Council Resolution Adopting the 2020 Multi-Jurisdictional Hazard Mitigation Plan as the City of Fort Bragg's Official Plan

Public Works Director Smith introduced Torie Jarvis, planning manager for Dynamic Planning, who made a detailed presentation of the proposed hazard mitigation plan to the City Council.

Public Comment: "Andrew" made a public comment via Zoom.

Discussion: None.

A motion was made by Councilmember Albin-Smith, seconded by Councilmember Peters, that this Resolution be adopted. The motion carried by the following vote:

- Aye:** 5 - Mayor Norvell, Vice Mayor Morsell-Haye, Councilmember Albin-Smith, Councilmember Lee and Councilmember Peters

Enactment No: RES 4338-2020

- 8C. [20-949](#)** Receive Report and Consider Approval of a Letter of Intent to Negotiate in Good Faith with Waste Management for a New Franchise Agreement

City Manager Miller gave the staff report on this agenda item. Steve Shamblin and Kayla Rodriguez from Waste Management were present and answered questions from Council.

Public Comment: None.

Discussion: The Council requested that they receive regular updates on the negotiations and asked for consideration of removal of retroactive charges and ways that cost-savings from higher diversion rates can be passed on to residents. Councilmember Peters noted that the letter should be revised to reflect the current date and the new Mayor and Vice Mayor.

A motion was made by Councilmember Peters, seconded by Councilmember Lee, that this Council Letter be approved as amended. The motion carried by the following vote:

- Aye:** 5 - Mayor Norvell, Vice Mayor Morsell-Haye, Councilmember Albin-Smith, Councilmember Lee and Councilmember Peters

- 8D. [20-952](#)** Receive Report and Consider Adoption of City Council Resolution Approving Professional Services Agreement with HDR Engineering, Inc. for the Water Treatment Plant Rehabilitation Project, City Project No. WTR-00017, and Authorizing City Manager to Execute Contract (Amount Not to Exceed \$426,513; from Water Enterprise Capital Reserve Fund 615)

Public Works Director Smith presented the staff report on this agenda item.

Public Comment: None.

A motion was made by Councilmember Peters, seconded by Councilmember Albin-Smith, that this Resolution be adopted. The motion carried by the following vote:

Aye: 5 - Mayor Norvell, Vice Mayor Morsell-Haye, Councilmember Albin-Smith, Councilmember Lee and Councilmember Peters

Enactment No: RES 4339-2020

9. CLOSED SESSION

ADJOURNMENT

Mayor Norvell adjourned the meeting at 8:25 PM.

BERNIE NORVELL, MAYOR

June Lemos, CMC, City Clerk

IMAGED (_____)